

**CITY COUNCIL MINUTES**  
**September 12, 2011**  
**REGULAR SESSION**

The Regular Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, September 12, 2011 at 6:00 p.m. with Mayor Kirby presiding and City Clerk Joseph G.R. Labrie recording the minutes.

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

Civil Air Patrol Cadets

**ROLL CALL:**

**Council Members Present:** Bridget Powers, Kevin Hanley, J. M. "Mike" Holmes, Keith Nesbitt, William W. Kirby

**Council Members Absent:** None

**Staff Members Present:** City Manager Robert Richardson, City Attorney Michael Colantuono, Fire Chief Mark D'Ambrogi, Public Works Director Bernie Schroeder, Transit Analyst Megan Siren, Administrative Services Director Andy Heath, Police Sergeant Michael Garlock and Police Chief John Ruffcorn.

**AGENDA APPROVAL**

City Manager Robert Richardson removed the August 8, 2011 minutes from the agenda. With this change, the agenda was approved by consensus of the Council.

**CONSENT CALENDAR**

Council Member Holmes removed item 6 from the consent calendar.

1. **Warrants**

By **RESOLUTION 11-100** approve Warrants # 77988 through 78272 totaling \$1,459,534.04.

2. **Minutes**

Removed from the agenda.

3. **Auburn Municipal Airport – East Area Hangar Project Amendment No. 7 to Consultant Agreement**

By **RESOLUTION 11-101** approve Amendment No. 7 to the consultant agreement with Mark A. Machado in the amount not to exceed \$30,000.

4. **College Heights Extension Accepting Dedications of Right of Way**

By **RESOLUTION 11-102** formally accept the offer of dedication on the face of the map and direct the City Manager to record that resolution.

5. **Auburn Transit – Transit Shelter Purchase for the Mikkelsen Drive Bus Shelter Project**

By **RESOLUTION 11-103** authorize the Director of Public Works to purchase a Transit Shelter from Capital Improvements for the Mikkelsen Drive Bus Shelter Project.

6. **Proposed Home Rule for Auburn Charter of 2012**

Removed from consent calendar. See item 8a.

7. **Auburn Municipal Airport Commercial Office Lease – California Wing Civil Air Patrol, Auburn Composite Squadron 92**

By **RESOLUTION 11-104** authorize the City Manager or his designee to execute a 3-year commercial office lease between the City of Auburn, a Municipal Corporation, and the California Wing Civil Air Patrol, Auburn Composite Squadron 92, Lessees.

8. **Quarterly Report of Investments – Quarter Ending June 30, 2011**

Receive, review and file the “City of Auburn Quarterly Investment Report” for the quarter ending June 30, 2011.

\*\*\*\*\* End of Consent Calendar \*\*\*\*\*

By **MOTION**, approve the consent calendar, excluding item 2 & 6.

**MOTION: Nesbitt/ Powers/ Approved 5:0**

8a. **Proposed Home Rule for Auburn Charter of 2012**

Council Member Holmes said due to his absence at the last meeting when the full discussion took place, he wanted to reconfirm that he is in favor of the changes made.

Council Member Hanley said he appreciates the input from the public in drafting the charter. He said it was a "true community effort".

Mayor Kirby said the charter was worked through very carefully and said it is a solution that allows Auburn to have more Home Rule without allowing for increased salaries and benefits to the Council.

By **RESOLUTION 11-105** place the charter before the voters at the June 5, 2012 election.

**MOTION: Holmes/ Hanley/ Approved 5:0**

9. **Public Comment**

Council Member Nesbitt sadly announced the death of Ross Carpenter. He said Mr. Carpenter was a fixture in Old Town Auburn and a gentleman.

Council Member Holmes recognized Ross Carpenter for his contributions to Auburn. He also thanked the people who took part in the 9/11 remembrance during Cruise Night.

Council Member Powers said there is a celebration of life for Gilbert Ortega "Gilbert" who recently passed away. She said he was well known for riding his bike around town daily.

Mayor Kirby addressed the availability and design of the 9/11 memorial that is being created by the City and Arts Commission.

Sergeant Scott Seither, Civil Air Patrol, Squadron 92, thanked the Council for approving the lease for their new headquarters at the Auburn Municipal Airport.

**REPORTS**

10. **City Council Committee Reports**

Council Member Holmes reported on behalf of the Arts Commission on the progress of the 9/11 Memorial. He also reported on his trip to Washington D.C. He said he attended meetings in regards to the Auburn State Recreation Area. He reported that the Auburn Grammar School Building is being considered for the National Historic Registry.

Council Member Powers reported that the Placer Economic Development Board will meet Thursday at 3pm at the Flower Farm. She also reported that Auburn Airport Business Park Association is having their monthly meeting on September 29<sup>th</sup>.

Council Member Nesbitt reported on the Placer County Transportation Planning Agency and the Short Range Transit Plan. He also reported on the Economic Development Commission's push to recruit more businesses to the Auburn Airport Business Park.

## **COUNCIL BUSINESS**

### **11. Police Utility Vests**

Police Sergeant Michael Garlock presented this item. He said officers would like the option to wear an equipment vest as opposed to an equipment belt. He explained the benefits of using an equipment vest.

Council Member questions followed regarding safety advantages to carrying a belt as opposed to a vest, design of the vest, durability, cost, vendor and uniform allowance.

Council Member Hanley spoke about preventing back injuries by using vests.

By **MOTION**, allow the Police Officers to choose to wear a vest as an option to carry their police equipment.

**MOTION: Nesbitt/ Holmes/ Approved 5:0**

### **12. Temporary Art Program**

Public Works Director Bernie Schroeder presented this item. She said the 2 year program is modeled after the Roseville Temporary Art program. She reviewed the application and selection process, monetary obligation, liability, and maintenance. She also reviewed the city's responsibilities and the artist's responsibilities.

Lee Buckingham, commissioner on the Arts Commission, explained how the program would work.

Council Member questions followed regarding: (1) costs, (2) art locations, (3) pieces that sell while on display, (4) approval process, (5) vandalism, (6) marketing materials, and (7) removal of art pieces.

Bernie Schroeder said selling of the art piece could be addressed in the agreement. She said creating a one-year minimum placement of the art so that installation costs are worthwhile. She also addressed the review process for the temporary art. She said the piece would be reviewed by Public Works and the Arts Commission before coming to City Council for approval. She said there will be a plaque placed with the title of the work and the artists name at the location of the art.

City Attorney Michael Colantuono said in addressing vandalism that there is a maintenance agreement for each piece of art. He said the City will be responsible only to maintain the art piece.

Mayor Kirby said he would like the wording on the removal of the art piece to say the City may remove the art piece if "they determine to do so at their discretion".

Jeff Cowen, resident of Auburn, asked for clarification regarding the liability issue to the City.

Council Member Holmes said there needs to be a clear understanding of who is responsible for the art piece once it's in place.

Council Member Nesbitt said he is concerned about the honorarium. He said he would rather see a negotiated honorarium. He said he would like to see a commission to the City if a piece was sold while on display. He said it's important to not deviate from the themes that have been predetermined by the Streetscape History and Art Advisory Committee.

Council Member Powers thanked the Arts Commission for all the hard work they have done with this project. She said she fully supports this effort.

Mayor Kirby said the honorarium needs to be looked at by the Arts Commission. He said it needs to be individually determined by what the art requires, sizes, types, pedestal size that it will be placed on. He said \$1,500 for each piece may not be appropriate. He said the obligation to maintain and take care of the art also needs to be looked at. He said the Arts Commission has done a great job in taking this temporary art project and moving forward. He said he hopes to see temporary art placed within the City within a year.

\*\*\*Council recessed for 5 minutes\*\*\*

13. **Department of Public Works – Capital Improvement Projects Work Plan 2011-2012**

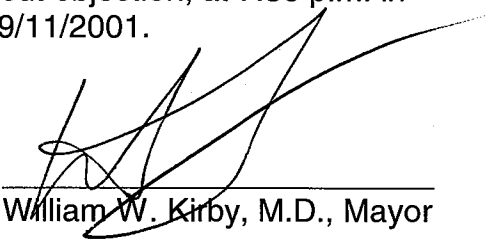
Public Works Director Bernie Schroeder presented this item. She reviewed the Annual Capital Improvement Projects Work Plan. She covered the Sewer System, Streets, Storm Drains, Auburn Urban Redevelopment Authority, Transit, General Community, Airport, City Buildings/ Facilities/ Properties and Capital Equipment Purchases (full presentation available in the City Clerks office).

Council Member questions followed regarding: (1) street overlay projects, (2) streetscape phase 2 landscape, (3) regionalization of wastewater treatment plant, (4) dump truck compliance, (5) actual cost of sewer/storm drains emergency repairs, (6) separated sidewalks, (7) bird remediation, (8) storm water mandates, (9) Safe Route to School project, (10) funding for airport projects, (11) library building, and (12) equipment purchases.

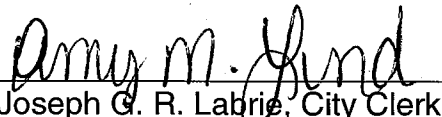
Council Member comments followed regarding: (1) ladder fire truck grant request, (2) meetings with Placer County regarding a regional wastewater option, and (3) appreciation of the Public Works Department.

### **ADJOURNMENT**

Mayor Kirby adjourned the meeting, without objection, at 7:30 p.m. in honor of all those who lost their lives on 9/11/2001.



William W. Kirby, M.D., Mayor



Joseph G. R. Labrie, City Clerk